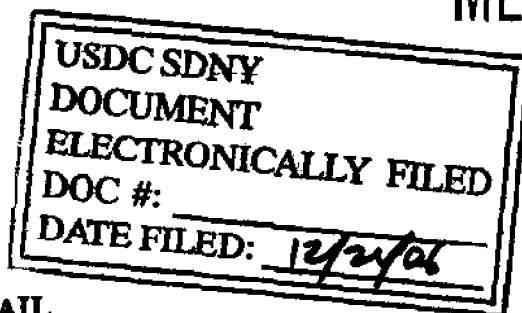


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MEMO ENDORSED

December 21, 2006



Stephen A. Fuchs  
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VIA FACSIMILE AND MAIL

Hon. Frank Maas  
United States Magistrate Judge  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, NY 10007-1581

*The telephone conference  
is adjourned to 1/4/07 at  
4:30 pm. If this is not  
feasible, please place a  
conference call to my  
reschedule.*

Re: Santiago v. The Village of Ossining Police Department Chambers to  
Case No. 06 Civ. 5422 (KMW)(FM)

Dear Magistrate Judge Maas:

*Maas, USMT, 12/21/06*

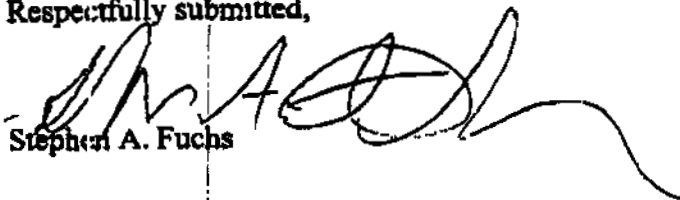
This firm represents Defendant in this matter. The parties are in receipt of the Court's letter dated December 20, 2006, scheduling a telephone conference in this matter on Friday, December 29, 2006 at 2:00 p.m. As the undersigned is scheduled to be on vacation that day, Defendant respectfully requests a brief adjournment of the conference to the following week.

Michael S. Paulonis, Esq. of David J. Hernandez & Associates, counsel for Plaintiff, consents to this request. This is the first such request for an adjournment. Counsel are available on Wednesday, January 3 or Thursday, January 4, 2007 at 2:00 p.m. for such an adjournment, and should have substantial flexibility to participate at such other time as the Court may select. If this request presents a hardship to the Court, the undersigned can arrange to participate in the telephone conference from a location out of the office.

Hon. Frank Maas  
December 21, 2006  
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Defendant thanks the Court for its courtesy and consideration with respect to this request.

Respectfully submitted,



Stephen A. Fuchs

cc: Michael S. Paulonis, Esq. (via facsimile 718 522-3305)